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Counsel to the Debtors and  
Debtors in Possession

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

- - - - - x  
In re: : Chapter 11  
:  
CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)  
et al., :  
:  
Debtors. : Jointly Administered  
- - - - - x

**DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION TO CLAIMS  
(RECLASSIFICATION OF CERTAIN MISCLASSIFIED  
CLAIMS TO GENERAL UNSECURED, NON-PRIORITY CLAIMS)**

The debtors and debtors in possession in the above-  
captioned cases (collectively, the "Debtors"),<sup>1</sup> hereby file

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<sup>1</sup> The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores West Coast, Inc. (0785), InterTAN, Inc. (0875), Ventoux International, Inc. (1838), Circuit City Purchasing Company, LLC (5170), CC Aviation, LLC (0841), CC Distribution Company of Virginia, Inc. (2821), Circuit City Proper ties, LLC (3353), Kinzer Technology, LLC (2157), Abbott Advertising Agency, Inc. (4659), Patapsco Designs,

their Fifty-Eighth Omnibus Objection to Claims (Reclassification of Certain Misclassified Claims to General Unsecured, Non-Priority Claims) (the "Objection"), and hereby move this Court, pursuant to sections 105 and 502 of title 11 of the United States Code, 11 U.S.C. §§ 101 et seq. (as amended, the "Bankruptcy Code"), Rule 3007 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and Local Bankruptcy Rule 3007-1, for an order, the proposed form of which is attached hereto as Exhibit A, granting the relief sought by this Objection, and in support thereof states as follows:

#### **JURISDICTION AND VENUE**

1. This Court has jurisdiction to consider this Objection under 28 U.S.C. §§ 157 and 1334. This is a core proceeding under 28 U.S.C. § 157(b). Venue of these cases and this Objection in this district is proper under 28 U.S.C. §§ 1408 and 1409. The statutory and legal predicates for the relief requested herein are Bankruptcy Code sections 105 and 502, and Rule 3007 of the Federal Rules of Bankruptcy

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Inc.(6796), Sky Venture Corp. (0311), PRAHS, Inc.(n/a), XSStuff, LLC (9263), Mayland MN, LLC (6116), Courchevel, LLC (n/a), Orbyx Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512). The address for Circuit City Stores West Coast, Inc. is 9250 Sheridan Boulevard, Westminster, Colorado 80031. For all other Debtors, the address was 9950 Mayland Drive, Richmond, Virginia 23233 and currently is 4951 Lake Brook Drive, Glen Allen, Virginia 23060.

Procedure.

**BACKGROUND**

2. On November 10, 2008 (the "Petition Date"), the Debtors filed voluntary petitions in this Court for relief under chapter 11 of the Bankruptcy Code.

3. The Debtors continue to manage and operate their businesses as debtors in possession pursuant to Bankruptcy Code sections 1107 and 1108.

4. On November 12, 2008, the Office of the United States Trustee for the Eastern District of Virginia appointed a statutory committee of unsecured creditors (the "Creditors' Committee"). To date, no trustee or examiner has been appointed in these chapter 11 cases.

5. On November 12, 2008, the Court appointed Kurtzman Carson Consultants LLC ("KCC") as claims, noticing and balloting agent for the Debtors in these chapter 11 cases pursuant to 28 U.S.C. § 156(c).

6. On December 10, 2009, the Court entered that certain Order Pursuant to Bankruptcy Code Sections 105 and 502 and Bankruptcy Rules 2002, 3003(c)(3), and 9007 (I) Setting General Bar Date and Procedures for Filing Proofs of Claim; and (II) Approving Form and Manner of Notice Thereof (Docket No. 890) (the "Claims Bar Date Order").

7. Pursuant to the Claims Bar Date Order, the deadline for filing all "claims" (as defined in 11 U.S.C. § 105(5)) arising before November 10, 2008 against the Debtors by any non-governmental entity was 5:00 p.m. (Pacific) on January 30, 2009 (the "General Bar Date"). The deadline for governmental units to file claims that arose before November 10, 2009 was 5:00 p.m. (Pacific) on May 11, 2009 (the "Governmental Bar Date"). Pursuant to the Claims Bar Date Order, this Court approved the form and manner of the claims bar date notice, which was attached as Exhibit A to the Claims Bar Date Order (the "Claims Bar Date Notice").

8. On December 17 and 19, 2008, KCC served a copy of the Claims Bar Date Notice on all parties who filed notices of appearance pursuant to Bankruptcy Rule 2002, all of the Debtors' scheduled creditors in these cases, the Debtors' equity holders, and certain other parties (Docket No. 1314). In addition, the Debtors published the Claims Bar Date Notice in The Wall Street Journal (Docket No. 1395) and The Richmond Times-Dispatch (Docket No. 1394).

9. On January 16, 2009, the Court authorized the Debtors, among other things, to conduct going out of business sales at the Debtors' remaining 567 stores pursuant to an agency agreement (the "Agency Agreement") between the

Debtors and a joint venture, as agent (the "Agent"). On January 17, 2009, the Agent commenced going out of business sales pursuant to the Agency Agreement at the Debtors remaining stores. As of March 8, 2009, the going out of business sales at the Debtors' remaining stores had been completed.

10. On April 1, 2009, this Court entered an Order Establishing Omnibus Objection Procedures and Approving the Form and Manner of Notice of Omnibus Objections (Docket No. 2881) (the "Omnibus Objection Procedures Order").

#### **OBJECTIONS TO CLAIMS**

11. By this Objection, the Debtors seek entry of an order, in substantially the form annexed as Exhibit A, pursuant to Bankruptcy Code sections 105(a) and 502 and Bankruptcy Rule 3007, reclassifying each of the claims identified on Exhibit C and asserted against the Debtors (the "Misclassified Claims") to general unsecured, non-priority claims. After reviewing the Misclassified Claims, the bases upon which they are asserted, and reviewing their books and records, the Debtors submit that the Misclassified Claims are asserted with incorrect classifications and should be reclassified to general unsecured, non-priority claims.

12. For ease of reference, attached as Exhibit B is an alphabetical listing of all claimants whose Misclassified Claims are included in this Objection (the "Claimants"), with a cross-reference by claim number.

13. At this time, the Debtors have not completed their review of the validity of all claims/expenses filed against their estates, including the Misclassified Claims. Accordingly, the Misclassified Claims may be the subject of additional subsequently filed objections. To that end, the Debtors reserve the right to further object to any and all claims, whether or not the subject of this Objection, for allowance and/or distribution purposes, and on any other grounds. Furthermore, the Debtors reserve the right to modify, supplement and/or amend this Objection as it pertains to any Misclassified Claim or Claimant herein.

#### **RESERVATION OF RIGHTS**

14. As noted above, the Debtors reserve their rights to file objections to these Misclassified Claims at a later time on any grounds that bankruptcy or non-bankruptcy law permits. The Debtors likewise reserve the right to modify, supplement and/or amend this Objection as it pertains to any claim or claimant herein.

#### **NOTICE AND PROCEDURE**

15. Notice of this Objection has been provided to all claimants with claims that are the subject to this Objection as identified on Exhibit C (the "Claimants"), respectively, and to parties-in-interest in accordance with the Court's Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management and Administrative Procedures (Docket No. 130) (the "Case Management Order"). The Debtors submit that the following methods of service upon the Claimants should be deemed by the Court to constitute due and sufficient service of this Objection: (a) service in accordance with Federal Rule of Bankruptcy Procedure 7004 and the applicable provisions of Federal Rule of Civil Procedure 4; (b) to the extent counsel for a Claimant is not known to the Debtors, by first class mail, postage prepaid, on the signatory of the Claimant's proof of claim form or other representative identified in the proof of claim form or any attachment thereto; or (c) by first class mail, postage prepaid, on any counsel that has appeared on the Claimant's behalf in the Debtors' bankruptcy cases. The Debtors are serving the Claimant with this Objection and the exhibit on which the Claimant's claim is listed.

16. To the extent any Claimant timely files and properly serves a response to this Objection by 4:00 p.m. on November 16, 2009 as required by the Case Management Order and under applicable law, and the parties are unable to otherwise resolve the Objection, the Debtors request that the Court conduct a status conference with respect to any such responding claimant at 10:00 a.m. on November 23, 2009 and thereafter schedule the matter for a future hearing as to the merits of such claim.<sup>2</sup> However, to the extent any Claimant fails to timely file and properly serve a response to this Objection as required by the Case Management Order and applicable law, the Debtors request that the Court enter an order, substantially in the form attached hereto as Exhibit A, reclassifying the Misclassified Claims into general unsecured, non-priority claims as set forth in Exhibit C attached hereto.

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<sup>2</sup> In accordance with the Omnibus Objection Procedures Order, claimants who respond to the Objection do not need to appear at the status conference.



**COMPLIANCE WITH BANKRUPTCY RULE 3007 AND  
THE OMNIBUS OBJECTION PROCEDURES ORDER**

17. This Objection complies with Bankruptcy Rule 3007(e). Additionally, the Debtors submit that this Objection is filed in accordance with the Omnibus Objection Procedures Order.

**WAIVER OF MEMORANDUM OF LAW**

18. Pursuant to Local Bankruptcy Rule 9013-1(G), and because there are no novel issues of law presented in the Motion, the Debtors request that the requirement that all motions be accompanied by a written memorandum of law be waived.

**NO PRIOR RELIEF**

19. No previous request for the relief sought herein has been made to this Court or any other court.

WHEREFORE, the Debtors request the Court to enter an Order sustaining this Objection and granting such other and further relief as the Court deems appropriate.

Dated: Richmond, Virginia SKADDEN, ARPS, SLATE, MEAGHER &  
October 21, 2009 FLOM, LLP  
Gregg M. Galardi, Esq.  
Ian S. Fredericks, Esq.  
P.O. Box 636  
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FLOM, LLP  
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Chicago, Illinois 60606  
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- and -

MCGUIREWOODS LLP

/s/ Douglas M. Foley .  
Dion W. Hayes (VSB No. 34304)  
Douglas M. Foley (VSB No. 34364)  
One James Center  
901 E. Cary Street  
Richmond, Virginia 23219  
(804) 775-1000

Counsel for Debtors and Debtors  
in Possession

**EXHIBIT A**

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Counsel to the Debtors and  
Debtors in Possession

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

- - - - - x  
In re: : Chapter 11  
:   
CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)  
et al., :   
:   
Debtors. : Jointly Administered  
- - - - - x

**ORDER SUSTAINING DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION  
TO CLAIMS (RECLASSIFICATION OF CERTAIN MISCLASSIFIED  
CLAIMS TO GENERAL UNSECURED, NON-PRIORITY CLAIMS)**

THIS MATTER having come before the Court on the  
Debtors' Fifty-Eighth Omnibus Objection to Claims  
(Reclassification of Certain Misclassified Claims to General  
Unsecured, Non-Priority Claims) (the "Objection"), which

requested, among other things, that the claims specifically identified on Exhibit C attached to the Objection be reclassified into general unsecured, non-priority claims for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Debtors, their estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is GRANTED.
2. The Claims identified on Exhibit A as attached hereto and incorporated herein, are forever reclassified in their entirety to general unsecured, non-priority claims.
3. The Debtors' rights and abilities to object to any claim included in the Objection on any grounds and on any bases are hereby preserved in their entirety.
4. The Debtors shall serve a copy of this Order on

the claimants included on the exhibits to this Order on or  
before five (5) business days from the entry of this Order.

Dated: Richmond, Virginia  
\_\_\_\_\_, 2009

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HONORABLE KEVIN R. HUENNEKENS  
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

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Ian S. Fredericks, Esq.  
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- and -

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(312) 407-0700

- and -

/s/ Douglas M. Foley  
Dion W. Hayes (VSB No. 34304)  
Douglas M. Foley (VSB No. 34364)  
MCGUIREWOODS LLP  
One James Center  
901 E. Cary Street  
Richmond, Virginia 23219  
(804) 775-1000

Counsel to the Debtors and Debtors in Possession

**CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Douglas M. Foley  
Douglas M. Foley

In re: Circuit City Stores, Inc, et al.  
Case No. 08-35653 (KRH)

Debtors' Fifty-Eighth Omnibus Objection to Claims  
(Reclassification of Certain Claims to Unsecured)

Exhibit B - Claimants and Related Claims Subject To Fifty-Eighth Omnibus Objection to Claims

Claim Holder	Claim	Exhibit
ARROWPOINT FACILITY SERVICES INC	7596	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
COLE, JOHN MATTHEW	7895	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
GEISENDORFF, FREDERIC	8110	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
GEORGE, PHILIP	7581	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
HADDAD RALPH	13255	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
HEARTLAND MECHANICAL CONTRACTORS INC	898	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
JAMES H WIMMER JR	9584	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
KELLY BREITENBECHER	7786	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
KING & SPALDING LLP	6004	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
KING COUNTY TREASURY OPERATIONS	13324	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
MIGUEL A MALENA	14559	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
PRESS PLAY HOME ENTERTAINMENT LLC	1379	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
RETAIL MDS INC	1833	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
SAFETY AND SECURITY SERVICES INC	14602	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
SANDISK CORPORATION	9544	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
SNELL ACOUSTICS	9227	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
SYNIGENT TECHNOLOGIES INC	1817	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
TAPP IVAN J	8243	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
THE ADVOCATE	13838	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
THQ INC	5836	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
US PEST CONTROL	5390	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)
WEIDLER SETTLEMENT CLASS	11271	EXHIBIT C - DEBTORS' FIFTY-EIGHTH OMNIBUS OBJECTION (RECLASSIFICATION OF CERTAIN CLAIMS TO UNSECURED)

EXHIBIT C

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
Claim: 7596 Date Filed: 01/29/2009  Filing Creditor Name and Address: ARROWPOINT FACILITY SERVICES INC PO BOX 2613 WEATHERFORD, TX 76086	Claim Holder Name and Address  ARROWPOINT FACILITY SERVICES INC PO BOX 2613 WEATHERFORD, TX 76086  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$920.22   \$27,200.72	Case Number: 08-35653  Modified Total: <b>\$28,120.94</b>  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$28,120.94
Claim: 7895 Date Filed: 01/29/2009  Filing Creditor Name and Address: COLE, JOHN MATTHEW 120 GOUDY DR RIPLEY, MS 38663	Claim Holder Name and Address  COLE, JOHN MATTHEW 120 GOUDY DR RIPLEY, MS 38663  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$733.32	Case Number: 08-35653  Modified Total: <b>\$733.32</b>  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$733.32
Claim: 8110 Date Filed: 01/29/2009  Filing Creditor Name and Address: GEISENDORFF, FREDERIC 220 MILL CT COVINGTON, LA 70435	Claim Holder Name and Address  GEISENDORFF, FREDERIC 220 MILL CT COVINGTON, LA 70435  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$10,000.00	Case Number: 08-35653  Modified Total: <b>\$10,000.00</b>  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$10,000.00
Claim: 7581 Date Filed: 01/29/2009  Filing Creditor Name and Address: GEORGE, PHILIP 25 MCWILLIAMS PL UNIT 402 JERSEY CITY, NJ 07302	Claim Holder Name and Address  GEORGE, PHILIP 25 MCWILLIAMS PL UNIT 402 JERSEY CITY, NJ 07302  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$2,042.90	Case Number: 08-35653  Modified Total: <b>\$2,042.90</b>  <u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$2,042.90

\* "UNL" denotes an unliquidated claim.



EXHIBIT C

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
<p>Claim: 13255 Date Filed: 06/01/2009 Filing Creditor Name and Address: HADDAD RALPH 22763 E DAVIES DR AURORA, CO 80016</p>	<p>Claim Holder Name and Address Case Number: 08-35654 Docketed Total: \$577.00   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$577.00</div> </p>	<p>Case Number: 08-35654 Modified Total: \$577.00   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$577.00</div> </p>
<p>Claim: 898 Date Filed: 12/03/2008 Filing Creditor Name and Address: HEARTLAND MECHANICAL CONTRACTORS INC 511 HEALTH DEPT RD MURPHYSBORO, IL 62966</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$5,724.96   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$1,904.32 \$3,820.64</div> </p>	<p>Case Number: 08-35653 Modified Total: \$5,724.96   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$5,724.96</div> </p>
<p>Claim: 9584 Date Filed: 01/30/2009 Filing Creditor Name and Address: JAMES H WIMMER JR 12928 CHURCH RD RICHMOND, VA 23233</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$1,749,707.14   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$107,500.00 \$1,642,207.14</div> </p>	<p>Case Number: 08-35653 Modified Total: \$1,749,707.14   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$1,749,707.14</div> </p>
<p>Claim: 7786 Date Filed: 01/29/2009 Filing Creditor Name and Address: KELLY BREITENBECHER SANDS ANDERSON MARKS &amp; MILLER PC PO BOX 1998 RICHMOND, VA 23218-1998</p>	<p>Claim Holder Name and Address Case Number: 08-35653 Docketed Total: \$1,046,083.00   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$300,000.00 \$746,083.00</div> </p>	<p>Case Number: 08-35653 Modified Total: \$1,046,083.00   <div> <div>503(b)(9)</div> <div>Reclamation</div> <div>Admin</div> <div>Secured</div> <div>Priority</div> <div>Unsecured</div> </div> <div>\$1,046,083.00</div> </p>

\* "UNL" denotes an unliquidated claim.

EXHIBIT C

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
<p>Claim: 6004 Date Filed: 01/27/2009 Filing Creditor Name and Address: KING &amp; SPALDING LLP 1180 PEACHTREE ST ATLANTA, GA 30309</p>	<p>Claim Holder Name and Address KING &amp; SPALDING LLP 1180 PEACHTREE ST ATLANTA, GA 30309</p> <p>Case Number: 08-35653 Docketed Total: <b>\$72,340.22</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$72,340.22</p>	<p>Case Number: 08-35653 Modified Total: <b>\$72,340.22</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$72,340.22</p>
<p>Claim: 13324 Date Filed: 06/11/2009 Filing Creditor Name and Address: KING COUNTY TREASURY OPERATIONS KING COUNTY ADMINISTRATION BLDG 500 FOURTH AVE ROOM NO 600 SEATTLE, WA 98104-2387</p>	<p>Claim Holder Name and Address KING COUNTY TREASURY OPERATIONS KING COUNTY ADMINISTRATION BLDG 500 FOURTH AVE ROOM NO 600 SEATTLE, WA 98104-2387</p> <p>Case Number: 08-35653 Docketed Total: <b>\$97,277.25</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$97,277.25</p>	<p>Case Number: 08-35653 Modified Total: <b>\$97,277.25</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$97,277.25</p>
<p>Claim: 14559 Date Filed: 08/24/2009 Filing Creditor Name and Address: MIGUEL A MALENA 5531 69TH ST NO 2 MASPETH, NY 11378</p>	<p>Claim Holder Name and Address MIGUEL A MALENA 5531 69TH ST NO 2 MASPETH, NY 11378</p> <p>Case Number: 08-35653 Docketed Total: <b>\$757.02</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$757.02</p>	<p>Case Number: 08-35653 Modified Total: <b>\$757.02</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$757.02</p>
<p>Claim: 1379 Date Filed: 12/19/2008 Filing Creditor Name and Address: PRESS PLAY HOME ENTERTAINMENT LLC PO BOX 605 DUANESBURG, NY 12056</p>	<p>Claim Holder Name and Address PRESS PLAY HOME ENTERTAINMENT LLC PO BOX 605 DUANESBURG, NY 12056</p> <p>Case Number: 08-35653 Docketed Total: <b>\$7,265.00</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$7,265.00</p>	<p>Case Number: 08-35653 Modified Total: <b>\$7,265.00</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$7,265.00</p>

\* "UNL" denotes an unliquidated claim.

EXHIBIT C

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
<p>Claim: 1833 Date Filed: 12/22/2008</p> <p>Filing Creditor Name and Address: RETAIL MDS INC 2909 SUNSET AVE NORRISTOWN, PA 19403</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>RETAIL MDS INC Docketed Total: <b>\$114,559.45</b> 2909 SUNSET AVE NORRISTOWN, PA 19403</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,454.24 \$113,105.21</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>\$114,559.45</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$114,559.45</p>
<p>Claim: 14602 Date Filed: 08/21/2009</p> <p>Filing Creditor Name and Address: SAFETY AND SECURITY SERVICES INC 416 NW 16TH ST OKLAHOMA CITY, OK 73102</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>SAFETY AND SECURITY SERVICES INC Docketed Total: <b>\$47,038.06</b> 416 NW 16TH ST OKLAHOMA CITY, OK 73102</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$47,038.06</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>\$47,038.06</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$47,038.06</p>
<p>Claim: 9544 Date Filed: 01/30/2009</p> <p>Filing Creditor Name and Address: SANDISK CORPORATION OMELVENY &amp; MYERS LLP 2 EMBARCADERO CENTER 28TH FL SAN FRANCISCO, CA 94111-3823</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>SANDISK CORPORATION Docketed Total: <b>UNL</b> OMELVENY &amp; MYERS LLP 2 EMBARCADERO CENTER 28TH FL SAN FRANCISCO, CA 94111-3823</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$0.00 UNL UNL</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>UNL</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$0.00 UNL UNL</p>
<p>Claim: 9227 Date Filed: 01/30/2009</p> <p>Filing Creditor Name and Address: SNELL ACOUSTICS 300 JUBILEE DR PEABODY, MA 01960</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>SNELL ACOUSTICS Docketed Total: <b>\$8,233.56</b> 300 JUBILEE DR PEABODY, MA 01960</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$2,166.39 \$6,067.17</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>\$8,233.56</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$8,233.56</p>

\* "UNL" denotes an unliquidated claim.

EXHIBIT C

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
<p>Claim: 1817 Date Filed: 12/22/2008</p> <p>Filing Creditor Name and Address: SYNIGENT TECHNOLOGIES INC 4435 WATERFRONT DR STE 202 GLEN ALLEN, VA 23060</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>SYNIGENT TECHNOLOGIES INC Docketed Total: <b>\$140,181.32</b> 4435 WATERFRONT DR STE 202 GLEN ALLEN, VA 23060</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$10,950.00 \$129,231.32</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>\$140,181.32</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$140,181.32</p>
<p>Claim: 8243 Date Filed: 01/29/2009</p> <p>Filing Creditor Name and Address: TAPP IVAN J 1379 FELTON WAY PLUMAS LAKE, CA 95961</p>	<p>Claim Holder Name and Address Case Number: 08-35654</p> <p>TAPP, IVAN J Docketed Total: <b>\$1,933.05</b> 1379 FELTON WAY PLUMAS LAKE, CA 95961</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,933.05</p>	<p>Case Number: 08-35654</p> <p>Modified Total: <b>\$1,933.05</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$1,933.05</p>
<p>Claim: 13838 Date Filed: 06/29/2009</p> <p>Filing Creditor Name and Address: THE ADVOCATE OFFICE OF GENERAL COUNSEL HEARST CORP 300 W 57TH ST 40TH FL NEW YORK, NY 10019</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>THE ADVOCATE Docketed Total: <b>\$14,799.98</b> OFFICE OF GENERAL COUNSEL HEARST CORP 300 W 57TH ST 40TH FL NEW YORK, NY 10019</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$14,799.98</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>\$14,799.98</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$14,799.98</p>
<p>Claim: 5836 Date Filed: 01/26/2009</p> <p>Filing Creditor Name and Address: THQ INC JEFFER MANGELS BUTLER &amp; MARMARO LLP 1900 AVE OF THE STARS 7TH FL LOS ANGELES, CA 90067</p>	<p>Claim Holder Name and Address Case Number: 08-35653</p> <p>THQ INC Docketed Total: <b>\$2,019,596.68</b> JEFFER MANGELS BUTLER &amp; MARMARO LLP 1900 AVE OF THE STARS 7TH FL LOS ANGELES, CA 90067</p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$0.00 \$2,019,596.68</p>	<p>Case Number: 08-35653</p> <p>Modified Total: <b>\$2,019,596.68</b></p> <p><u>503(b)(9)</u> <u>Reclamation</u> <u>Admin</u> <u>Secured</u> <u>Priority</u> <u>Unsecured</u> \$0.00 \$2,019,596.68</p>

\* "UNL" denotes an unliquidated claim.

EXHIBIT C

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*	CLAIM AS MODIFIED
Claim: 5390 Date Filed: 01/26/2009  Filing Creditor Name and Address: US PEST CONTROL PO BOX 350 HIGHLAND SPRINGS, VA 23075	Claim Holder Name and Address  US PEST CONTROL PO BOX 350 HIGHLAND SPRINGS, VA 23075  <div><div>503(b)(9)</div><div>Reclamation</div><div>Admin</div><div>Secured</div><div>Priority</div><div>Unsecured</div></div> <div>\$3,588.00</div>	<div>Case Number: 08-35653</div> <div>Modified Total: \$3,588.00</div> <div><div>503(b)(9)</div><div>Reclamation</div><div>Admin</div><div>Secured</div><div>Priority</div><div>Unsecured</div></div> <div>\$3,588.00</div>
Claim: 11271 Date Filed: 02/06/2009  Filing Creditor Name and Address: WEIDLER SETTLEMENT CLASS WHITEFORD TAYLOR & PRESTON LLP 3190 FAIRVIEW PARK VIEW STE 300 FALLS CHURCH, VA 22042	Claim Holder Name and Address  WEIDLER SETTLEMENT CLASS WHITEFORD TAYLOR & PRESTON LLP 3190 FAIRVIEW PARK VIEW STE 300 FALLS CHURCH, VA 22042  <div><div>503(b)(9)</div><div>Reclamation</div><div>Admin</div><div>Secured</div><div>Priority</div><div>Unsecured</div></div> <div>\$6,005,700.00</div> <div>\$8,363,203.70</div>	<div>Case Number: 08-35653</div> <div>Modified Total: \$14,368,903.70</div> <div><div>503(b)(9)</div><div>Reclamation</div><div>Admin</div><div>Secured</div><div>Priority</div><div>Unsecured</div></div> <div>\$14,368,903.70</div>
		<div>Total Claims To Be Modified: 22</div> <div>Total Amount As Docketed: \$19,739,462.55</div> <div>Total Amount As Modified: \$19,739,462.55</div>

\* "UNL" denotes an unliquidated claim.